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**OCT 03 2005**

**OFFICE OF PETITIONS**

In re Application of :  
Ronald L. Mahany, et al. :  
Application No. 09/127,276 : DECISION ON PETITION  
Filed: July 29, 1998 : UNDER 37 CFR 1.78(a)(3)  
Attorney Docket No. DN38307RX :

This is a decision on the petition under 37 CFR 1.182 filed July 2, 2004, requesting entry of an amendment to the specification to insert a reference to an earlier-filed application pursuant to the provisions of 35 U.S.C. §§ 120 and 365(c) for the benefit of priority to the prior-filed PCT Application No. PCT/US98/02317 set forth in the amendment filed with the petition.

The petition is **DISMISSED**.

A petition under 37 CFR 1.182 requires a \$400 petition fee, of which petitioner did not supply. In view thereof, the merits of the petition cannot be addressed until such fee is received.

Further correspondence with respect to this matter should be addressed as follows:

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Telephone inquiries concerning this matter may be directed to Marianne Jenkins at (571) 272-3223.

A handwritten signature in cursive script that reads "Frances Hicks". The signature is written in black ink and is positioned above the printed name and title.

Frances M. Hicks  
Lead Petitions Examiner  
Office of Petitions